

REMARKS/ARGUMENTS

Claims 1-9, 12, 15-25, 27, 29, 30, 32-42, 44, 47-61, 63, and 64 are pending. The Office Action rejects claims 1-9, 12, 15-25, 27, 29, 30, 32, and 33 under 35 U.S.C. §101 as directed to non-statutory subject matter, and indicates that claims 34-42, 44, 47-61, 63, and 64 are allowed.

Claim 1 is amended to recite a computer-implemented method, and to indicate a relationship of the method to a particular machine or apparatus. These amendments were discussed in a telephone interview conducted August 25, 2009, and the Examiner agreed that they appear to overcome the §101 rejections. Thus, Applicants respectfully submit that all claims are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 202-481-9900. The Commissioner is authorized to charge any fees due or credit any overpayment to the deposit account of Townsend and Townsend and Crew LLP, Deposit Account No. 20-1430.

Respectfully submitted,

/ASKamlay/
Aaron Kamlay
Reg. No. 58,813

DATE: September 21, 2009

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 202-481-9900
Fax: 415-576-0300
AK:lrd
62098757 v1